1 2 3 4 5 6 7 8	BROWN, WEGNER & BERLINER LLP William J. Brown, Jr. (SBN 192950) bill@bwb-lawyers.com Matthew A. Berliner (SBN 224384) mberliner@bwb-lawyers.com Matthew K. Wegner (SBN 223062) mwegner@bwb-lawyers.com Janet S. Park (SBN 263511) jpark@bwb-lawyers.com 2603 Main Street, Suite 1050 Irvine, California 92614 Telephone: 949-705-0080 Facsimile: 949-794-4099 Attorneys for Defendant and Cross-Complat 3PL SYSTEMS, INC.	inant	
10	UNITED STATES D	DISTRICT COURT	•
11	CENTRAL DISTRIC		
12			
13	WALTER L. MITCHELL, III,	Case No.: SACV11	1-00534 AG(ANx)
14	an individual,	2DI CVCTEMC I	NC 28 DDADASED
15	Plaintiff,	AMENDED VER	NC.'S PROPOSED DICT FORMS
16	V.		
17	3PL SYSTEMS, INC., a California Corporation,		
18	Defendant.		
19	SDI GAGGERAG DIG C 1, C ;		
20 21	3PL SYSTEMS, INC., a California corporation,		
21 22	Cross-Complainant,		
23	v.		
24	WALTER L. MITCHELL, III, an individual, JONATHAN LANSAGAN, an individual, CHRISTOPHER	Trial date:	November 6, 2012
25	VINCIGUERRA, an individual,		
26	TRINNOS TECHNOLOGY LLC, a California Limited Liability Corporation,	Complaint filed:	April 7 2011
27	and ROES 1 – 10, inclusive,	Complaint incu.	11pin /, 2011
28	Cross-Defendants.		
			T. G. CVIII 00524 A C(AN)

CASE No: SACV11-00534 AG(ANx)

3PL SYSTEMS, INC.'S PROPOSED AMENDED VERDICT FORMS

1	Defendant and Cross-Compl	ainant 3	PL Systems, In	c. respectfully submits
2	amended Verdict Forms.			
3				
4	DATED: November 12, 2012	BRO	WN, WEGNEI	R & BERLINER LLP
5		By:	/s/ Janet S. Pa	rk
6		Dy.		
7			William J. Bro Matthew A. B	Serliner
8			Matthew K. V Janet S. Park	vegner
9		Attor 3PL	neys for Defen	dant & Cross-Complainant C.
10		31 12 1	STSTEMS, IIV	C.
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		2	2	CASE No: SACV11-00534 AG(ANx)

1 2	Negligent Misrepresentation (Mitchell)
3	We answer the questions submitted to us as follows:
4 5	1. Is Walter L. Mitchell III liable to 3PL Systems, Inc. for Negligent Misrepresentation?
6	YesNo
7 8	If your answer to question 1 is yes, then answer question 2.
9	If you answered no, go to the next form without answering question 2.
10 11	2. What are 3PL Systems, Inc.'s damages from Walter L. Mitchell III's actions?
12	
13	Total Damages: \$
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1	Breach of Fiduciary Duty (Mitchell)
2	(witteneri)
3	We answer the questions submitted to us as follows:
4	1. Did Walter L. Mitchell III breach his fiduciary duties toward 3PL
5	Systems, Inc.?
6	Yes No
7	If your answer to question 1 is yes, then answer question 2.
8	If you answered no, go to the next form without answering question 2.
9	2. What are 3PL Systems, Inc.'s damages from Walter L. Mitchell III's
10	actions?
11	Total Damages: \$
12	
13	3. Did Walter L. Mitchell III engage in a breach of fiduciary duty with malice, oppression, or fraud?
14	
15	Yes No
16	If your answer to question 3 is yes, then answer question 4.
17	If you answered no, go to the next form without answering question 4.
18	4. What amount of punitive damages, if any, do you award 3PL Systems,
19	Inc. for Walter L. Mitchell III's actions?
20	Total Punitive Damages \$
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1	Copyright Infringement
2	(Mitchell)
3	We answer the questions submitted to us as follows:
4	1. Did Walter L. Mitchell III infringe upon 3PL Systems, Inc.'s copyrighte
5	work?
6	Yes No
7	If your answer to question 1 is yes, then answer question 2.
8	If you answered no, go to the next section without answering question 2.
9	2. What are 3PL Systems, Inc.'s damages from Walter L. Mitchell III's
10	actions?
11	Total Damages: \$
12	
13	3. Was Walter L. Mitchell III's Copyright Infringement done with malice,
14	oppression, or fraud?
15	YesNo
16	If your answer to question 3 is yes, then answer question 4.
17	If you answered no, go to the next form without answering question 4.
18	4. What amount of punitive damages, if any, do you award 3PL Systems,
19	Inc. for Walter L. Mitchell III's Copyright Infringement?
20	Total Punitive Damages: \$
21	Total Fullitive Damages. \$\psi
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24 25	
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1	Copyright Infringement (Trinnos)	
2	(Timios)	
3	We answer the questions submitted to us as follows:	
4	1. Did Trinnos Technology LLC, through its officers, employees or agents	
5	infringe upon 3PL Systems, Inc.'s copyrighted work?	
6	Yes No	
7	If your answer to question 1 is yes, then answer question 2.	
8	If you answered no, go to the next form without answering question 2.	
9	2. What are 3PL Systems, Inc.'s damages from Trinnos Technology, LLC'	
10	actions?	
11	Total Damages: \$	
12	1ου 2 mages: φ	
13	3. Was the Copyright Infringement done with malice, oppression, or fraud	
14	committed by one or more officers, directors, or managing agents of Trinnos	
15	Technology LLC acting on behalf of Trinnos Technology LLC?	
16	Yes No	
17	If your answer to question 3 is yes, then answer question 4.	
18	If you answered no, go to the next form without answering question 4.	
19	4. What amount of punitive damages, if any, do you award 3PL Systems,	
20	Inc. for Trinnos Technology LLC's Copyright Infringement?	
21	Total Punitive Damages: \$	
22		
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1	Contributory Infringement	
2	(Mitchell & Trinnos)	
3	We answer the questions submitted to us as follows:	
4	1. If Trinnos Technology LLC is liable for Copyright Infringement, did	
5	Walter L. Mitchell III, knowingly contribute to the infringing activity of Trinnos	
6	Technology LLC?	
7	Yes No	
8	If your answer to question 1 is yes, then answer question 2.	
9	If you answered no, go to question 3 without answering question 2.	
10	2. What are 3PL Systems, Inc.'s damages from Walter L. Mitchell III's	
11	actions?	
12	Total Damages: \$	
13		
14	3. If Walter L. Mitchell III is liable for Copyright Infringement, did Trinno Technology, LLC, through its officers, employees or agents, knowingly contribute to	
15	the infringing activity of Walter L. Mitchell III?	
16	YesNo	
17	105100	
18		
If you answered no, sign the bottom of the form without answering question 2		
20	4. What are 3PL Systems, Inc.'s damages from Trinnos Technology, LLC'	
21	actions?	
22	Total Damages: \$	
23		
24	Signed: Dated: Jury Foreperson	
25	Jury Foreperson	
26		
27		

After all verdict forms have been signed, notify the bailiff or court attendant that you are ready to present your verdict in the courtroom.